

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

NATIONAL WILDLIFE REFUGE ASSOCIATION,
et al.,

Plaintiffs,

v.

Case No. 3:21-cv-00096-wmc

RURAL UTILITIES SERVICE, et al.,

Federal Defendants,

AMERICAN TRANSMISSION COMPANY, LLC.,

Intervenor-Defendants.

NATIONAL WILDLIFE REFUGE ASSOCIATION,
et al.,

Plaintiffs,

v.

Case No. 3:21-cv-00306-wmc

ARMY CORPS OF ENGINEERS, et al.,

Defendants.

JOINT MOTION TO CONSOLIDATE

The parties in the above-captioned cases jointly move pursuant to Rule 42(a) of the Federal Rules of Civil Procedure to consolidate *National Wildlife Refuge Association, et al. v. Rural Utilities Service, et al.*, Case No. 3:21-cv-00096-wmc, and *National Wildlife Refuge Association et al. v. Army Corps of Engineers et al.*, Case No. 3:21-cv-00306-wmc. The grounds for this motion are set forth in the accompanying memorandum in support thereof.

Respectfully submitted June 3, 2021.

Attorneys for Plaintiffs:

/s/ Howard Learner

Howard A. Learner
Scott Strand
Rachel L. Granneman
Ann Jaworski
Environmental Law & Policy Center
35 East Wacker Drive, Suite 1600
Chicago, IL 60601
T: (312) 673-6500
F: (312) 795-3730
HLearner@elpc.org
SStrand@elpc.org
RGranneman@elpc.org
AJaworski@elpc.org

*Counsel for Plaintiffs National
Wildlife Refuge Association, Driftless
Area Land Conservancy, Wisconsin
Wildlife Federation, and Defenders of
Wildlife*

Attorneys for Federal Defendants:

JEAN E. WILLIAMS
Acting Assistant Attorney General
U.S. Department of Justice
Environment & Natural Resources Division

/s/ Leslie Coleman

LESLIE COLEMAN (NY Atty. Reg. No.
5252788)
Trial Attorney
U.S. Department of Justice
Environment & Natural Resources Division
999 18th St.
South Terrace, Suite 370
Denver, CO 80202
leslie.coleman@usdoj.gov | (303) 844-1363

ANDREW A. SMITH (NM Bar 8341)
Senior Trial Attorney
U.S. Department of Justice
Environment & Natural Resources Division
c/o United States Attorney's Office
201 Third Street, N.W., Suite 900
P.O. Box 607
Albuquerque, NM 87103
andrew.smith@usdoj.gov | (505) 224-1468

*Attorneys for NWRA v. RUS Federal
Defendants*

/s/ Miranda M. Jensen

MIRANDA M. JENSEN (DC Bar 1617421)
BENJAMIN CARLISLE (NY Bar #: 4734612)
JACOB D. ECKER (Texas Bar No. 24097643)
DEVON LEA FLANAGAN (DC Bar 1022195)
U.S. Department of Justice
Environment & Natural Resources Division
P.O. Box 7611
Ben Franklin Station

Washington, DC 20044
miranda.jensen@usdoj.gov | (202) 598-3071
benjamin.carlisle@usdoj.gov | (202) 514-9771
jacob.ecker@usdoj.gov | (202) 305-0466
devon.flanagan@usdoj.gov | (202) 305-0201

*Attorneys for NWRA v. Corps Federal
Defendants*

Attorneys for Intervenor-Defendants:

s/ Thomas C. Jensen

Thomas C. Jensen

Edward A. Boling

Stacey Bosshardt

PERKINS COIE LLP

700 Thirteenth St. NW Suite 800

Washington, D.C. 20005-3960

Tel: (202) 654-6200

Fax: (202) 654-6210

TJensen@perkinscoie.com

TedBoling@perkinscoie.com

SBosshardt@perkinscoie.com

Attorneys for Intervenor-Defendants

American Transmission Company LLC by its corporate manager, ATC Management Inc.,

ITC Midwest LLC and

Dairyland Power Cooperative.